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 LIBERTY MUTUAL FIRE INSURANCE COMPANY

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 LARGO CONCRETE, INC., a California
 15 Corporation; N.M.N. CONSTRUCTION,
 15 INC., a California Corporation,

16 Plaintiffs,

17 v.

18 LIBERTY MUTUAL FIRE INSURANCE
 19 COMPANY, a Massachusetts Corporation,
 19 and DOES 1 through 100, inclusive,

20 Defendants.

21
 22 AND RELATED COUNTERCLAIM

23 Case No. C07-04651 CRB (ADR)

24 Hon. Charles R. Breyer
 [Complaint Filed: September 10, 2007]

**LIBERTY MUTUAL FIRE INSURANCE
 COMPANY'S SUPP. REQUEST FOR
 JUDICIAL NOTICE IN SUPPORT OF ITS
 MOTION TO DISQUALIFY
 ROXBOROUGH, POMERANCE & NYE
 FROM REPRESENTING PLAINTIFFS**

[Filed Concurrently with:

1. Reply Brief
2. Declarations of Hector Barba, Greg Brisbee, William Cupelo, Greg Farkas, Frank Falzetta, Lisa Kralik Hansen, Susan Olson, John Silberstein, Ronald Skocypec and Scott Sveslosky;
3. Responses to Plaintiffs' Objections to Evidence Submitted by Liberty Mutual;
4. Liberty Mutual's Objections to Evidence Submitted by Plaintiffs; and
5. Request to File Certain Exhibits Under Seal for *In Camera* Review.]

25 Date: December 21, 2007

26 Time: 10:00 a.m.

27 Place: Courtroom 8

REQUEST FOR JUDICIAL NOTICE

Pursuant to Federal Rule of Evidence 201, defendant and counterclaimant Liberty Mutual Fire Insurance Company ("Liberty Mutual"), by and through its attorneys, hereby requests that the Court take judicial notice of the following documents and the statements contained therein:

7 1. The complaint filed on August 19, 2003 in Raymonda Ashou v. Liberty
8 Mutual Fire Insurance Co., Los Angeles County Superior Court for the State of California, Case
9 No. BC300992 (the "Ashou Complaint"). A true and correct copy of the Ashou Complaint is
10 attached to the Supplemental Declaration of Scott Sveslosky as Exhibit G.

11
12 2. The complaint filed on January 17, 2003 in Diane Cessna v. Liberty Mutual
13 Insurance Co., Orange County Superior Court for the State of California, Case No. 03CC01793
14 (the "Cessna Complaint"). A true and correct copy of the Cessna Complaint is attached to the
15 Supplemental Declaration of Scott Sveslosky as Exhibit J.

16
17 3. The complaint filed on June 11, 2003 in Ralph Mock, et al. v. Liberty
18 Mutual Insurance Co., et al., Los Angeles County Superior Court for the State of California, Case
19 No. BC297264 (the "Mock Complaint"). A true and correct copy of the Mock Complaint is
20 attached to the Supplemental Declaration of Scott Sveslosky as Exhibit K.

21
22 4. The complaint filed on February 7, 2003 in Danielle McLoughlin, et al. v.
23 Liberty Mutual Insurance Co., et al., Los Angeles County Superior Court for the State of
24 California, Case No. LC063886 (the "McLoughlin Complaint"). A true and correct copy of the
25 McLoughlin Complaint is attached to the Supplemental Declaration of Scott Sveslosky as Exhibit
26 L.

1 5. The Petition to Disqualify filed by Roxborough, Pomerance, & Nye on
2 October 24, 2007 in In re Lien Claims of the Dental Trauma Center, State of California Workers'
3 Compensation Appeals Board Case No. VNO 00485284 *et al.* (the "DTC Petition"). A true and
4 correct copy of the DTC Petition is attached to the Declaration of Frank Falzetta as Exhibit I.

6 6. The Opposition to Defendants' Motion to Disqualify filed by Roxborough,
7 Pomerance & Nye on August 18, 2006 in Republic Service in Republic Services, Inc. v. Liberty
8 Mutual Insurance Co., et al., United States District Court Eastern District of Kentucky Case No.
9 03-494-KSF (the "Republic Opposition"). A true and correct copy of the Republic Opposition is
10 attached to the Declaration of Frank Falzetta as Exhibit M.

12 | Dated: December 14, 2007

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By

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LIBERTY MUTUAL FIRE
INSURANCE COMPANY